

RESPONSE UNDER 37 C.F.R. §1.116 - EXPEDITED PROCEDURE GROUP ART UNIT 1637

VIA HAND DELIVERY FEBRUARY 27, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Fischer et al.

Attorney Docket No.: PZ010P2

Application Serial No.: 09/973,278

Group Art Unit: 1637

Filed: October 10, 2001

Examiner: Spiegler, A.

For: Secreted Protein HHTLF25 (as amended)

RESPONSE AND AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF

Commissioner for Patents Alexandria, VA 22313-1450

Sir:

In response to the Office Communication mailed January 22, 2004 (Paper No. 20040113), please enter the following amendments and consider the following remarks. Applicants submit concurrently herewith a Fee Transmittal Sheet (in duplicate).

Remarks begin on page 2 of this paper.

FEB 2 7 2004 44 3

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Use in lieu of PTO/SB/17 (08-03) (Form updated to reflect FY 2004 fees effective 10/1/03)

EE TRANSMITTAL		Complete if Known				
POSTEE I HANSIVII I AL	. [Applic	cation	Numb	er 09/973,278-Conf. #5790	
for FY 2004		Filing Date			October 10, 2001	
			Vamed	Inver	ntor Carrie L. Fischer	
Effective 10/01/2003, Patent fees are subject to annual revision.			iner Na		A. Spiegler	
Applicant claims small entity status. See 37 CFR 1.27	- 1	Art Ur	.:.		1637	
				ket No		
(4) 3.00		Alloni	ey Du			
METHOD OF PAYMENT (check all that apply)	 			FEE	E CALCULATION (continued)	
Check Credit Money Order None 3. ADDITIONAL FEES						
Deposit Account:						
Deposit		Entity		Entity	_	
Account Number 08-3425	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description Fee Paid	
Deposit	1051	130	2051	65	Surcharge – late filing fee or oath	
Account Name Human Genome Sciences, Inc.					Surcharge – late provisional filing fee or cover	
The Director is authorized to: (check all that apply)	1052	50	2052	25	sheet.	
Charge fee(s) indicated below X Credit any overpayments	1053	130	1053	130	Non-English specification	
Charge any additional fee(s) during the pendency of this application	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
	1804	920°	1804	920*	Requesting publication of SIR prior to	
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1805	1.840*	1805	1,840*	Examiner action Requesting publication of SIR after	
FEE CALCULATION	1251	110	2251		Examiner action	
1. BASIC FILING FEE	1251	420	2252	55 210	Extension for reply within first month Extension for reply within second month	
Large Entity Small Entity	1253	950	2253	475	Extension for reply within third month	
Fee Fee Fee Fee Fee Description Fee Paid	1254	1,480	2254		Extension for reply within fourth month	
Code (\$) Code (\$) 1001 770 2001 385 Utility filing fee	1255	2,010	2255			
1002 340 2002 170 Design filing fee	1401	330	2401		Extension for reply within fifth month Notice of Appeal	
1003 530 2003 265 Plant filing fee	1402	330	2402		Filing a brief in support of an appeal	
1004 770 2004 385 Reissue filing fee	1403	290	2403		Request for oral hearing	
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
SUBTOTAL (1) (\$) 0.00	1452	110	2452	55	Petition to revive – unavoidable	
	1453	1,330	2453	665	Petition to revive - unintentional	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Fee from	1501	1,330	2501	665	Utility issue fee (or reissue)	
Claims below Fee Paid	1502	480	2502		Design issue fee	
Total Claims 46 -75** = x = 0.00	1503	640	2503		Plant issue fee	
Claims 8 -15 = X = 0.00	1460	130	1460		Petitions to the Commissioner	
Multiple Dependent =	1807	50	1807		Processing fee under 37 CFR 1.17(q)	
Large Entity Small Entity Fee Fee	1806	180	1806		Submission of Information Disclosure Stmt	
Code (\$) Code (\$) Fee Description	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1202 18 2202 9 Claims in excess of 20	1809	770	2809		Filing a submission after final rejection (37 CFR 1.129(a))	
1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	205	For each additional invention to be	
1204 86 2204 43 ** Reissue independent claims	1801	770	2801		examined (37CFR 1.129(b)) Request for Continued Examination (RCE)	
over original patent	1802	900	1802	900	Request for expedited examination	
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent		ee (spec		550	of a design application	
SUBTOTAL (2) (\$) 0.00			-	ina Fac	Poid CUPTOTAL (2) (4)	
**or number previously paid, if greater, For Reissues, see above	neau	ced by E	asic Fil	ııy ree	Paid SUBTOTAL (3) (\$) 0.00	
SUBMITTED BY (Complete (if applicable))						
		ation No	16	903	Telephone (301) 315-2723	
1240 11/11/1	(Atfórne	y/Agent)	170,	503		
Signature / //////////////////////////////////		_			Date February 27, 2004	
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